

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA
Martinsburg**

WILLIAM M. BULGER,
Administrator of the Estate
of James Bulger,

Plaintiff,

v.

CASE NO: 3:20-CV-206
Judge Bailey

HUGH HURWITZ, et al.,

Defendants.

ORDER DENYING MOTION TO STAY DISCOVERY-RELATED DEADLINES

Pending before this Court is defendants' Motion to Stay Discovery-Related Deadlines [Doc. 40], filed September 10, 2021. Therein, defendants move this Court pursuant to Federal Rule of Civil Procedure 26(c) to stay this Court's discovery-related deadlines until this Court has ruled on the defendants' forthcoming motions to dismiss.

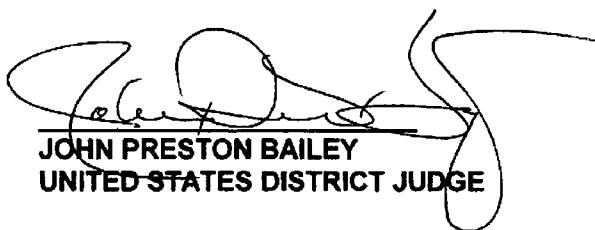
This Court notes that it is afforded "broad discretion to stay proceedings as an incident to its power to control its own docket." *Clinton v. Jones*, 520 U.S. 681, 706 (1997). In the exercise of such discretion, and in consideration of the arguments contained in the pending Motion, this Court declines to stay discovery in this matter while motions are forthcoming.

Accordingly, the Motion to Stay Discovery-Related Deadlines [Doc. 40] is **DENIED**. The parties are **DIRECTED** to submit a Rule 26(f) report and a completed Scheduling Order Checklist (see attached) to this Court within **seven (7)** days following the entry of this Order.

It is so **ORDERED**.

The Clerk is directed to transmit copies of this Order to all counsel of record herein.

DATED: October 7, 2021.



JOHN PRESTON BAILEY
UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

Plaintiff(s), _____

v.

Civil Action No. _____

Defendant(s), _____

SCHEDULING ORDER CHECKLIST

1. INTERMEDIATE PRETRIAL CONFERENCE _____

2. MEDIATION Before - _____

3. JOINDER AND AMENDMENTS _____

4. EXPERT DISCLOSURE

a. With Burden _____

b. Without Burden _____

5. EXAMINATION/INSPECTIONS _____

6. DISCOVERY COMPLETION _____

7. DISPOSITIVE MOTIONS _____

_____ Responses

_____ Replies

8. PRETRIAL DISCLOSURES, FED R. CIV PRO 26(a)(3)

a. Objections _____

9. JURY INSTRUCTIONS, VOIR DIRE and VERDICT FORMS

a. Objections _____

10. MOTIONS IN LIMINE _____

a. Objections _____

11. BIOGRAPHICAL SKETCHES _____

12. JOINT FINAL PRETRIAL CONFERENCE ORDER

13. FINAL PRETRIAL CONFERENCE _____

14. Trial _____

(If non-jury trial, Proposed Findings of Fact
and Conclusions of Law are to be filed with Court
and opposing counsel _____)